

REMARKS

Claims 91-113 are pending in this application.

In the outstanding Official Action, claims 91-113 are subjected to a restriction requirement.

I. Restriction Requirement

The Examiner has required restriction of claims 91-113 to a single invention under 35 U.S.C. §§ 121 and 372. Claims 91-113 were subjected to a restriction requirement as follows:

Group I - Claims 91-102, 105-107 and 113, drawn to a composition;

Group II - Claims 103 and 104, drawn to a first method of using the composition;

Group III - Claims 108-111, drawn to a second method of using the composition;

Group IV - Claim 112, drawn to a method of making the composition.

Further, the Examiner has required that Applicants make the following species elections:

- I - Select the specific components of the activated citrus peel extracts (ACPE);
- II - Select the specific plant pathogens;
- III - Select the specific bacteria causing the infection;
- IV - Select the skin conditions;
- V - Select the forms of the composition;
- VI - Select whether the composition is used as an antioxidant or not.

Applicants hereby elect claims 91-102, 105-107 and 113 of Group 1, without traverse. Further, as required by the Examiner, Applicants hereby make the following additional elections:

- I - A combination of all the ACPE components recited in pending claim 91, as the specific components of the ACPE;
- II - At least one pathogen being a plant fungal pathogen, specifically *Penicillium digitatum*, as the specific plant pathogens;
- III - A fungal infection caused by *P. acnes*, as the specific bacteria causing the infection;
- IV - Acne as the skin condition;
- V - Lotion as the form of the composition; and
- VI - The composition is not used as an antioxidant.

Applicants reserve the right to file a divisional application directed to the non-elected subject matter.

Applicant notes that upon allowance of a generic claim, applicants will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 C.F.R. § 1.141.

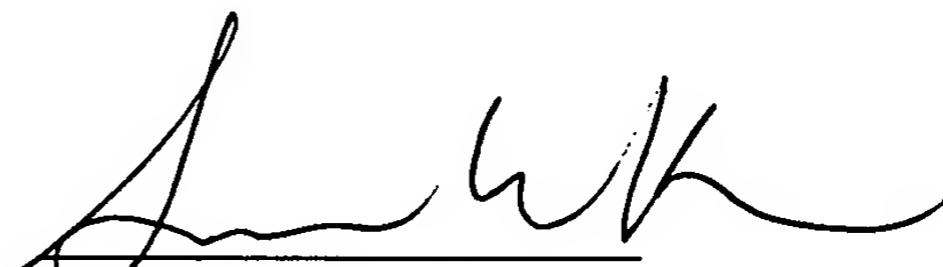
CONCLUSION

Having made the required elections, examination on the merits is earnestly solicited. Should the Examiner deem that any further action by Applicants' undersigned representative is desirable and/or necessary, the Examiner is invited to telephone the undersigned at the number set forth below.

In the event this paper is not timely filed, Applicants petition for an appropriate extension of time. Please charge any fee deficiency or credit any overpayment to Deposit Account No. 14-0112.

Respectfully submitted,

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